MST

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
FARAD CONTINUATION SHEET

CIVIL APPLICATION NO.2827 OF 2006
IN
FIRST APPEAL NO.1038 OF 1996

. . . . . .

Office Notes, Office Memorandum of Coram, appearances, Court's orders or directions & Registrar's orders	Court's or Judge's order

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K.V.Saste for applicant.

CORAM : A.S.OKA, J.
DATE : 09th March 2007

PC :

1. Heard advocate for the applicant. Office note shows that the respondents are duly served. None appears for the respondents. My attention has been invited to the order dated 13.7.2005 passed by the learned District Judge, Satara. The prayer made for withdrawal of the amount by the applicant has been rejected by the learned District Judge though the respondents had recorded their no objection. The rejection is only on the ground that at the time of disposal of the appeal, this Court has not passed any order permitting the applicant to withdraw the amount.

2. Hence civil application is allowed in terms of prayer clauses (a) and (b). The Court Receiver was appointed by virtue of an interim order passed in the appeal. The appeal is now disposed of. In view of settlement between the parties the Receiver is discharged.

(A.S.OKA, J.)